

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.2395 OF 2006
IN
FIRST APPEAL NO.1322 OF 2003**

Smt.Bina Minohar Dudani & Anr.

.. Applicant

V/s

Major Charanjitlal Verma & Ors.

.. Respondent

Mr.Sakhare i/b.Mr.Anilkumar Patil for the Applicant.

Mr.P.M.Vyas for Respondent Nos.1 to 3.

CORAM : DR.S.RADHAKRISHNAN

DATE : 13TH JUNE 2006.

P.C.:

1. Heard the learned Counsel for the parties.

Perused the Civil Application. For the reasons stated therein sufficient cause is made out for restoring the above Appeal No.1322 of 2003, subject to the condition that the Appellant will pay the cost quantified at Rs.5000/- jointly to the Respondent Nos.1 to 3 by 16th June, 2006. Place the above Appeal peremptorily for final hearing on 22nd June, 2006. It is made clear that if the cost of Rs.5000/- is not paid to Respondent Nos.1 to 3 by 16th June, 2006, this order will stand vacated automatically without any further reference to this Court.

(DR.S.RADHAKRISHNAN,J.)